

Township of Lawrence  
County of Mercer

Ordinance No. 2307-18

AN ORDINANCE REPEALING AND REPLACING CHAPTER 10, "GARBAGE AND REFUSE," OF THE  
LAWRENCE TOWNSHIP MUNICIPAL CODE

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Township of Lawrence, County of Mercer, in the State of New Jersey that Chapter 10, "Garbage and Refuse," of the Lawrence Township Municipal be repealed in its entirety and shall be replaced with the following:

**Section 1:**

**Chapter 10 Garbage and Refuse**

**Article I. In General.**

**§ 10-1 Deposit of garbage, refuse, etc., upon highways prohibited.**

The deposit or placing of garbage, ashes, tin cans, bottles, refuse of any kind whatsoever, and any and all parts of any glass, metal, plastic containers or cartons upon any of the highways of the township is prohibited.

**§ 10-2 Definitions.**

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

*Commercial landscaper/landscaping:* Any person who satisfies the definition of a home improvement contractor or otherwise meets the registration requirements of the Contractor's Registration Act, N.J.S.A. 56:8-136, et seq., that is in the business, occupation or trade of adorning or improving any property or portion of property by trimming or cutting grass or shrubs; by planting, installing or removing leaves, branches, logs, grass, flowers, mulch, hedges or shrubs; or by planting or installing trees. As used in this chapter, commercial landscaper and landscaping shall also refer to solicitation of the above-referenced services.

*Garbage:* Animal and vegetable matter originating in dwellings, kitchens, restaurants, hotels, produce markets, etc.

*Person:* Any individual or entity whose existence is recognized by law, including, but not limited to, any partnership, corporation (for-profit, nonprofit, or municipal and its agencies), firm, association, or any combination of the foregoing.

*Refuse:* Solids not considered to be highly flammable or explosive, including, but not limited to, rags, old clothes, rubber, carpets, wood, excelsior, papers, ashes, furniture, tin cans, glass, crockery, masonry, etc.

**Trade waste:** All solid or liquid material or rubbish resulting from construction, building operations, or the prosecution of any business, trade, or industry, including, but not limited to, plastic products, cartons, paint, grease, oil and other petroleum products, chemicals, cinders and other forms of solid or liquid waste material.

**Vegetative Materials:** All leaves, plants, bushes, twigs, branches and other plant materials not otherwise excluded or exempted in this chapter. Grass, soil, dirt and mud are expressly excluded from the definition of vegetative materials.

**Wage theft:** When any person has been found guilty, liable or responsible in any judicial or administrative proceeding of committing a violation of the Federal Fair Labor Standards Act of 1938, 29 U.S.C.A. § 201 et seq., the New Jersey Wage and Hour Law, N.J.S.A. 34:11-56a. et seq., the New Jersey State Wage Payment Law, N.J.S.A. 34:11-4.1 et seq., or N.J.S.A. 2C:40A-2 (violation of contract to pay employees).

## **Article II. Collection.**

### **§ 10-3 State solid waste management regulation.**

The New Jersey Solid Waste Management Act, N.J.S.A. 13:1E-1, et seq., and Solid Waste Management Rules, N.J.A.C. 7:26-1, et seq., as from time to time amended, are hereby incorporated by reference as if fully set forth herein.

### **§ 10-4 Placement of Garbage and Refuse.**

**Garbage and Refuse shall be disposed of pursuant to the following regulations:**

(a) All garbage shall be placed at the road or street edge clear of any gutter or drain in a manner convenient to collection.

(b) Garbage shall be placed for collection no earlier than 5:00 P.M. of the day prior to scheduled collection.

(c) Trash receptacles shall be removed from the street or road within forty-eight (48) hours of garbage collection.

(d) With the exception of bulk waste, all garbage, including grass, shall be placed in trash receptacles owned and issued by the Township of Lawrence. Bulk waste consists of items to be discarded which are too large to fit into your new cart. The exceptions are "white goods" such as washers, dryers and refrigerators and bulky materials too large to fit in the "hopper" of any vehicle used for collection.

(e) Each household or business may utilize up to two-hundred gallons of receptacle capacity per collection.

(f) Condominium Associations, under terms mutually agreed to by the Association and the Township, may be serviced by means other than Township owned and issued trash receptacles.

**§ 10-5 Upsetting, scavenging in, etc., receptacles prohibited.**

No person shall maliciously upset or loosen, or scavenge, or in any manner disarrange any refuse properly placed and secured for collection.

**Article III. Brush, Weeds and Other Deleterious Debris and Trash.**

**§ 10-6 Placement of Vegetative Materials for Curbside Collection.**

(a) Vegetative materials shall be placed at the front yard curb, or edge of the street or road in the front yard in a manner convenient for the township collector and that does not impede pedestrians and motorists from safely traversing the streets and sidewalks.

(1) Leaves shall be separated from all other plant materials and shall be placed loose (not in bags or other containers).

(2) Grass shall be disposed of as regular trash on normal collection days. Grass shall be bagged and placed in a garbage cart or receptacle.

(3) Tree trunks and stumps are prohibited.

(b) The owner, lessee, tenant, mortgagee, its agent and/or assigns or occupant of lands lying within the township are responsible for the vegetative material that has been placed at the front yard curb, or edge of the street or road in the front yard by commercial landscapers they have hired. Commercial landscapers and/or tree contractors are prohibited from placing trees, segments thereof, and branches on the front yard curb, or edge of the street or road in the front yard for municipal curbside collection, and an owner, lessee, tenant, mortgagee, its agent and/or assigns or occupant shall be responsible for any such violation of this subparagraph by his, her or their commercial landscaper and/or tree contractor.

(c) For the purposes of collecting vegetative materials, the township is divided into four (4) zones (see zone map). Vegetative materials shall be collected in Zone 1 during the week containing the first Monday in the month, Zone 2 during the week containing the second Monday, Zone 3 during the week containing the third Monday, and Zone 4 during the week containing the fourth Monday. Vegetative materials shall be put out the Saturday or Sunday immediately preceding the week in which a zone is to have collection.

**§10-7 Dimension and Size of Vegetative Materials for Curbside Collection.**

(a) Vegetative materials shall be placed in an area of the street or road edge not greater than four feet (4') from the edge of the pavement.

(b) Vegetative materials shall be piled not greater than three feet (3') in height and twelve (12') feet in length.

(c) Trees, or segments thereof, and branches greater than six inches (6") in diameter may not be disposed of through municipal curbside collection.

**(d) Trees, or segments thereof, branches and twigs shall not exceed three feet (3') in length.**

**§ 10-8 Accumulation prohibited; collection only in front yard.**

**(a) No owner, lessee, tenant, mortgagee, its agent and/or assigns, or occupant of lands lying within the township shall accumulate or allow to accumulate on such lands, including sidewalks, gutters and catch basins thereon, lands, brush, weeds, dead or dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris, if such accumulation is adverse to the public health, safety, general welfare or creates a fire hazard.**

**(b) Vegetative materials shall only be piled in and collected from front yards in conformance with the collection schedule for such materials established in subsection 10-6(c) above.**

**(c) Owners, lessees, tenants, mortgagees, their agents and/or assigns or occupants are prohibited from adding, or allowing the addition of, their vegetative materials to other piles or collections located in the front yard of neighboring or adjacent properties, or from piling for collection by the township such vegetative materials in the rear or the side yards of their property(ies). Nothing herein shall prohibit an owner, lessee, tenants, mortgagees, their agents and/or assigns from temporarily piling vegetative materials in other areas of their property(ies) until it is the proper time to place such materials in the front yard for collection.**

**§ 10-9 Inspections; notice to remove.**

**Inspections; notice to remove. The department of health, department of public works, or police department shall from time to time make inspections, and if any such department finds any violation of this article, or if any such violation is reported to it by a township officer or employee, shall give written notice to the owner, tenant, lessee, mortgagee, its agent and/or assigns or occupant to remove or correct the violations.**

**§ 10-10 Removal by town when owner or occupant fails to do so.**

**In the event the owner, lessee, tenant, mortgagee, its agent and/or assigns or occupant, within ten days after such notice to such owner, tenant, lessee or occupant, shall refuse or neglect to remove the same, the township manager may provide for the removal from such lands of brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris or under the direction of any officer of the township the township manager may designate.**

**§ 10-11 Costs of removal constitute lien upon property.**

**In all cases where brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris are removed from any lands by or under the direction of the manager, or such other officer as provided above, such officer shall certify the cost thereof to the township council, which shall examine the certificate, and if found correct, shall cause the cost as shown thereon to be charged against such lands, which amount so charged shall forthwith become a lien upon such lands, the same to bear interest at the same rate as taxes, and shall be collected and enforced in the same manner as taxes.**

**§ 10-12** Certain portions of land or certain items may be included in notice to remove.

The department of health, department of public works, or police department in preparing the notice described in this article, shall have discretion to include all or only certain portions of the lands of the owner, tenant, lessee, mortgagee, its agents or assigns or occupant to be served with such notice, or all or only specified types, quantities or sizes of brush, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, trash and debris, as may be described and designated in such notice.

**§ 10-13** Article applicable to commercial landscapers.

The provisions of this article, including, but not limited to accumulation of and size and dimensions of vegetative materials, are also applicable to commercial landscapers as defined in this chapter. Commercial landscapers must register with the township as set forth in article IV herein.

**§ 10-14** Penalties.

Any person violating the terms of this article shall, upon conviction in the municipal court, be punished as follows:

(a) For the first offense, a fine of five hundred dollars (\$500);

(b) For the second offense, a fine of seventy hundred and fifty dollars (\$750); and

(c) For the third offense and any subsequent offenses thereafter, a fine of one thousand dollars (\$1000) or imprisonment for a term not to exceed ninety (90) days, or both.

**Article IV. Commercial Landscaper Registration.**

**§ 10-15** Purpose.

The purpose of this chapter requiring registration is to ensure that commercial landscapers as defined in chapter are cognizant of the township's regulations concerning the vegetative materials collection program, Federal and New Jersey State wage and hour laws, and the New Jersey State workers' compensation laws.

Nothing in this chapter shall relieve any owner, lessee, tenant, mortgagee, its agent and/or assigns or occupant of his, her or their responsibility to comply with the requirements of the township's vegetative materials collection program set forth elsewhere in this chapter.

**§ 10-16** Registration requirement for commercial landscapers for hire.

No person shall engage in any commercial landscaping on any public or private property within the township for hire without first registering with the department of public works, on forms to be supplied by said department.

**§ 10-17 Applications for registration; registration fee; suspension or revocation of registration; disclaimer.**

(a) An application for registration shall be made upon forms provided by the township and shall be filed with the director of public works, or his designee. Approved applications for registration shall be public records.

(b) At the time of registration, applicants shall acknowledge in writing that they have received (or have been offered, at no cost) a copy of the provisions of the township's ordinance regulating its vegetative materials collection program. In addition, applicants shall acknowledge in writing that they have received (or have been offered, at no cost) a copy of the Federal and New Jersey State wage and hour laws, and New Jersey State workers' compensation insurance laws.

(c) Every registration shall be issued and renewed on an annual basis, effective March 31 of each year, upon payment of an annual fee to the municipality in the amount of fifty dollars (\$50).

(d) No registration shall be required of any owner, lessee, tenant, mortgagee, its agents or assigns, or occupant of lands lying within the township who shall personally perform activities otherwise requiring a registration; except that all such work must otherwise comply with the township's ordinance.

(e) The mayor and council may, upon recommendation of the director of public works, or his designee, after notice and an opportunity for a hearing, suspend or revoke any registration for violation of law, including but not limited to wage theft laws, or related township ordinances, or for good cause, which is shown to be prejudicial to the public health, safety or welfare. In addition, the director of public works, or his designee, may temporarily suspend any registration for a period not to exceed one week or until the mayor and council can be convened to consider said suspension, when:

(1) The director of public works, or his designee, has reasonable cause or belief that an emergency affecting the public health, safety or welfare so requires; or

(2) The director of public works, or his designee, receives sufficient information to establish that the registrant has committed wage theft which has not been cured by the registrant by compliance with the order or decision of the governmental entity determining the same.

(f) The township makes no guarantee or representation regarding the fitness, knowledge or qualification of any person that is registered by the township to engage in commercial landscaping for hire.

**§ 10-18 Penalties.**

For each violation of this article, the violator shall be subject to such fines and other penalties as provided in section 10-14 of this Code.

**Article V. Abandonment and Storage of Inoperable Motor Vehicles.**

**§ 10-19 Findings of council; declaration of policy.**

It is hereby determined and declared that the abandonment or storage outdoors of any inoperable motor vehicle or any motor vehicle not currently licensed or registered, on any public street or on any public or private lands within the township is contrary and inimical to the public welfare in that such vehicles so abandoned or stored attract or may attract vermin and persons of tender years, who being so attracted may play in or about them and be injured doing so, and in that such vehicles so abandoned or stored outdoors deteriorate and are unsightly and are detrimental to and depreciate the value of properties in the neighborhood where they are located and in the township as a whole.

**§ 10-20 Definitions.**

For the purposes of this article, the following words and phrases shall have the meanings respectively ascribed to them by this section:

***Inoperable:*** Any motor vehicle, omnibus, road tractor, trailer, truck, truck-trailer and vehicle that is not currently registered or licensed, or which is not capable of being used or operated upon any public street or highway, whether by reason of improper or inadequate equipment or otherwise.

***Junk automobile or junk automobile body:*** Any automobile which is no longer in actual use as a motor vehicle or which is wholly unfit, without rebuilding or reconditioning, for use in highway transportation, or which has been discarded for use as a motor vehicle or otherwise abandoned.

***Motor vehicle, omnibus, road tractor, trailer, truck, truck-trailer and vehicle:*** Such terms shall have the meanings stated and defined in N.J.S.A. 39:1-1, et seq.

***Person:*** Any individual, firm, partnership or corporation being the owner or having any legal right in, of or to the motor vehicle or other vehicle as herein defined.

***Police department.*** The police department of the township.

**§ 10-21 Parking of inoperable motor vehicles prohibited; exclusions; exempt certificates.**

**(a) *Parking of inoperable motor vehicles prohibited.***

**(1)** No person shall park, leave or store any inoperable motor vehicle on any public lands or premises, except in case of emergency and then for a period of not more than seventy-two hours.

**(2)** No person shall park, leave, store or maintain any inoperable motor vehicle for a period of more than thirty days upon any private lands or premises.

**(3) No owner or occupier shall any private lands or premises shall permit or suffer any in operable motor vehicle to be parked, left, stored or maintained on his lands or premises for more than thirty days.**

**(b) Exclusions.** Nothing herein shall be deemed to prohibit the placing, keeping or storage of an inoperable vehicle in a garage, barn, building or other enclosure that adequately protects against injury and vermin and that substantially hides said vehicles from public view. Additionally, nothing heretofore mentioned shall be deemed to prevent any of the following activities from being conducted on private lands under the conditions or by the persons referred to:

**(1) Keeping one motor vehicle within the definition set forth above which does not possess the current year's registration. Such a vehicle may be maintained by a single-dwelling unit on its associated premises as long as the motor vehicle is in complete condition.**

**(2) Maintaining motor vehicles altered for drag or stock car racing as long as such motor vehicles are maintained on registered trailers.**

**(3) Motor vehicles being held for sale or resale or for repair or maintenance or an otherwise permitted business at a regular place of business where such commercial activity is permitted.**

**(4) Keeping a motor vehicle which would otherwise come under the provisions of this article but whose owner is in the military stationed outside the state.**

**(5) Keeping an antique motor vehicle which is classified as such under the state statutes.**

**(6) Use of vehicles for agricultural, business or property maintenance purposes which vehicles are not required to be registered because they remain and are used solely on private property.**

**(c) Exempt certificates.** Any person who possesses, owns or maintains a motor vehicle covered under any of the exclusions referred to above shall obtain from the chief of police, or his designee, an exempt certificate, which shall indicate that the motor vehicle or business in question comes under one of the exclusions referred to in subparagraph (b) above. Such exempt certificate shall be valid for one year from the date of issuance; except, that a certificate issued pursuant to subparagraph (b)(3) above shall expire ten days after the termination of the business referred to. All owners of exempt certificates shall display the certificate on the windshield or other prominent place on the motor vehicle in question so that it is readily observable by the enforcement officials under this article; except, that a certificate holder pursuant to subparagraph (b)(3) shall display his certificate at some prominent place on the business premises. No fees shall be charged for the issuance of an exempt certificate.

**§ 10-22 Storage of junk automobiles.**

**No person shall place, keep or store any junk automobile or junk automobile body on any public or private property within the township, nor shall any person who owns any real property within the**

township allow any such automobile or body to remain on his land, and failure to remove such automobile or body, after seven days' notice to do so by the police department, shall constitute a violation of this article.

**§ 10-23 Impoundment of vehicles – Authority of police department; notice to state and to owner.**

Whenever any officer of the police department finds any motor vehicle, omnibus, road tractor, trailer, truck, truck-trailer or inoperable vehicle which has been abandoned, kept or stored contrary to the provisions of this article, such officer shall remove or secure the removal of such vehicle to such premises designated by the chief of police, and such vehicle shall be retained in impoundment until the persons owning the same shall first pay the reasonable cost of removal and storage which may result from such removal before regaining possession of the vehicle and any fine or penalty and court costs assessed.

The police department shall report the taking of possession immediately to the director of the state motor vehicle commission, on a form prescribed by him for verification of ownership. Notice shall also be given to the registered owner, when and if ascertained, by certified mail, addressed to such owner at his last known address, and to the holder of any security interest filed with the director of the possession of the vehicle, the reason for its removal, its present location and the date of the proposed sale of the same, as hereinafter provided for.

**§ 10-24 Same – Sale of impounded vehicles.**

(a) Whenever any vehicle impounded by the police department shall remain unclaimed for a period of sixty days, the vehicle shall be sold under the direction of the chief of police at public auction to the highest bidder. Such auction shall take place after notice of such shall has been given to the owner and holder of any security interest as provided above, and at least seven days prior thereto by one publication in a newspaper circulated in the township. The address of the owner as shown on the records of the state motor vehicle commission shall be deemed sufficient for the purposes of this article.

(b) In the alternative, the sale may be conducted in conformance with the provisions of N.J.S.A. 39:10A-1 through -7, as from time to time amended.

**§ 10-25 Article supplementary to state statutes.**

The remedies and obligations set forth herein are in addition to those established by N.J.S.A. 39:10A-1, et seq., N.J.S.A. 39:3-4, N.J.S.A. 39:4-56.5, and any other applicable state statutes.

**§ 10-26 Penalties.**

Unless otherwise provided, any person who violates any provision of this article shall, upon conviction, be punished by a fine not exceeding two hundred dollars (\$250), or by imprisonment not exceeding ninety days, or both, at the discretion of the municipal judge, and each day that such violation shall continue shall be deemed a separate offense.

**§ 10-27 Continuation of violation; injunctive relief.**

A continuance of a violation of a noncompliance with the provisions of this article shall be deemed a nuisance, and the township council shall have the right to apply to the courts of this state for injunctive relief or other relief in addition to the penalties provided for herein.

**Article VI. Deposit of Litter on Private Property and Public Roadways.**

**§ 10-28 Definitions.**

For the purposes of this article, the following words and phrases shall have the meanings respectively ascribed to them by this section:

***Litter.*** Any unused or unconsumed substance or waste material which has been discarded whether made of aluminum, glass, plastic, rubber, paper or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottler, jar or can, any top, cap, or detachable tab of any bottle, jar, or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspaper, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not include the waste of the primary process of mining or other extraction process, logging, sawmilling, farming or manufacturing.

***Private property:*** Any dwelling or structure, whether or not occupied, as well as any yard, grounds, sidewalk, wall, fence, driveway, porch, steps, vestibule or mailbox belonging to or appurtenant to such dwelling or structure.

***Public ways adjacent to private property:*** The areas from the side edge of a highway, street or road, whether or not curbed, to and including the sidewalk, if any, to the front property line of the adjacent private property, and all areas used for any public park, playground, municipal building or other installation, including driveways, parking areas, walks, paths and other public ways thereupon.

**§ 10-29 Acts of Litter Prohibited.**

(a) ***Littering prohibited.*** It is unlawful for any person to throw, drop, discard, or otherwise place litter of any nature upon any public or private property, other than in a litter receptacle.

(b) ***Illegal dumping.*** It is unlawful for any person to discard or dump along any street or road, on or off any right-of-way, any household or commercial solid waste, rubbish, refuse, junk, vehicle or vehicle parts, rubber tires, appliances, furniture, or private property, except by written consent of the owner of said property, in any place not specifically designated for the purpose of solid waste storage or disposal.

(c) ***Uncovered vehicles.*** It is unlawful for any vehicle to be driven, moved, stopped or parked, on any public roadway unless such vehicle is constructed, covered or loaded to prevent any of its load from dropping, sifting, leaking or otherwise escaping therefrom. Any person operating such vehicle from which any materials which constitute litter have fallen or escaped, which could cause an

obstruction, damage a vehicle, or otherwise endanger travelers or public property, must immediately cause the public property to be cleaned of all such materials and must pay the costs thereof.

(d) *Construction site.* It is unlawful for any owner, agent, or contractor in charge of a construction or demolition site to permit the accumulation of litter before, during, or immediately following completion of any construction or demolition project. It is the duty of the owner, agent, or contractor in charge of a construction site to furnish containers adequate to accommodate flyable or non-flyable debris or trash at areas convenient to construction areas, and to maintain and empty the receptacles in such a manner and with such a frequency as to prevent spillage of refuse.

**§ 10-30 Exceptions.**

The provisions of this article shall not be applicable to the delivery of:

(a) Mail, parcels or packages by and in accordance with the rules of the United States Postal Service.

(b) Parcels, packages and materials by and in accordance with the rules of the Railway Express Agency or other utility licensed or regulated for such purposes, and those delivered by vendors where ordered by the owner or occupant of the recipient premises.

(c) Newspapers and other publications and periodicals only if subscribed to by the owner or occupant of the recipient premises; provided, that they are either placed firmly in a receptacle designed for such purpose or, if none, then tightly wrapped to prevent blowing or scattering upon the recipient premises or adjacent areas.

(d) Laundry, dry cleaning, dairy, bakery and similar food products and commercial product sampling by agreement with or invitation of the owner or occupancy of the recipient premises.

(e) Solicitation cards, brochures and flyers by duly authorized bonafide nonprofit charitable organizations, including, but not limited to, the United Fund, American Red Cross, religious, educational, medical and volunteer police, fire, and ambulance organizations; provided, that such are packaged and placed in such a manner as not to blow or scatter upon the recipient premises or adjacent areas.

(f) Noncommercial handbills of a political or other nature whose distribution is or may be protected by constitutional rights of free speech; provided, that such are packaged and placed in such a manner as not to blow or scatter upon the recipient premises or adjacent areas.

(g) Unsolicited and unsubscribed newspapers, publications and other periodicals of a commercial nature, in whole or in part; provided, that the distribution of such is in compliance with this article; and further provided, that such are packaged and placed in such a manner as not to blow or scatter upon the recipient premises or adjacent areas.

**§ 10-31 Unsolicited and unsubscribed commercial publications; licenses.**

The delivery of unsolicited and unsubscribed newspapers, publications and other periodicals of a commercial nature, in whole or in part, shall qualify for the exception provided for in subparagraph 10-32(g) above, subject to and contingent upon initial and continuing compliance with the following requirements:

(a) *Licenses.* The publisher or distributor shall, prior to any such delivery, apply to the township clerk for an annual license to be effective from July 1 to the following June 30 (or any portion thereof), on forms to be prescribed by the township manager requiring, in part, complete information about the publisher, distributor, the publication concerned, frequency of distribution, and designating specific persons, with addresses and telephone numbers, responsible for compliance with this article. The fee for such licenses shall be one hundred fifty dollars (\$150) per year, or any portion thereof, to cover the costs of processing the applications and administering the requirements provided herein.

(b) *Objection to delivery.* The owner or occupant of any property within the township shall have the right, in writing, at any time, to transmit to the township clerk notice of objection to the continued delivery of any such unsolicited and unsubscribed publication by any licensee, and the township shall prepare and maintain, at all times on a current basis, a list of the names and addresses of such objectors which shall be sent to the police department and made available to licensees hereunder at all times during the business hours prescribed by law for the township clerk's office. Such notice of objection shall continue in effect until revoked, and it shall be deemed a violation of this article for any licensee to deliver, or continue to deliver, any such unsolicited and unsubscribed publication to any such objecting owner or occupant whose name appears on the list of objectors.

**§ 10-32 Suspension and revocation of license.**

The township manager may, in addition to the penalties provided for herein for violations, either suspend, revoke or refuse to renew any such license where three or more violations of this article by the licensee shall have occurred within any annual license period; provided, that the licensee is first given ten days advance written notice of any such action and a hearing.

**Section 2. Severability**

If any section, paragraph, subdivision, clause or provision of the Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed valid and effective.

**Section 3.      Effective Date**

**This ordinance shall take effect sixty (60) days after adoption and posting of proper signage in accordance with law.**

**Adopted:            September 18, 2018**

**RECORD OF VOTE**

<b>COUNCIL</b>	<b>AYE</b>	<b>NAY</b>	<b>PRESENT</b>	<b>ABSENT</b>	<b>ABSTAIN</b>	<b>MOVE</b>	<b>SECOND</b>
<b>Mr. Kownacki</b>							
<b>Ms. Lewis</b>							
<b>Dr. Maffei</b>							
<b>Mr. Powers</b>							
<b>Mayor Bobbitt</b>							